



EXPRESS MAIL CERTIFICATE

Express Mail No.: - EV 978725537 US

Date of Deposit: - October 5, 2006

Type of Document(s): - Transmittal Form (PTO/SB/21)
- Amendment and Response to Non-Final Office Action
(12 pages)
- Postcard Receipt

Application No.: - 10/062,139

Filed: - February 1, 2002

Applicant(s): - James E. DEGRANGE et al.

Title: - METHOD AND SYSTEM FOR COORDINATING
AND UTILIZING CHANNEL POWER INFORMATION
IN AN OPTICAL COMMUNICATIONS NETWORK

Examiner: - Dzung D. Tran

Art Unit: - 2613

Attorney Docket No.: - 10.0430

I hereby certify that the above-referenced documents are being/have been deposited with the United States Postal Service "Express Mail Post Office to Addressee" in accordance with 37 CFR 1.10 on the above-referenced date and are being/have been addressed to: **Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 USA.**

Barbara C. Brown
Barbara C. Brown
North Carolina State Bar/Certified Paralegal



10-06-06

HFW

2613

PTO/SB/21 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

14

Application Number

10/062,139

Filing Date

February 1, 2002

First Named Inventor

James E. DEGRANGE et al.

Art Unit

2613

Examiner Name

Dzung D. Tran

Attorney Docket Number

10.0430

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply (12 pages)

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☐

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):

Remarks

Express Mail Certificate
Return Receipt Postcard**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm Name

CLEMENTS / WALKER

Signature

Printed name

Christopher L. Bernard

Date

October 5, 2006

Reg. No.

48,234

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature

Barbara C. Brown

Typed or printed name

Barbara C. Brown

Date

10-5-2006

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Attorney Docket No.: 10.0430

Express Mail No.: EV 978725537 US
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s)) James E. DEGRANGE, Jr.
Application No.) 10/062,139
Filing Date) February 1, 2002
Title) METHOD AND SYSTEM FOR COORDINATING AND
UTILIZING CHANNEL POWER INFORMATION IN AN
OPTICAL COMMUNICATIONS NETWORK
Examiner) Dzung D. Tran
Art Unit) 2613

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450 USA

AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION

Dear Sir:

In response to the non-final Office Action mailed July 25, 2006, rejecting Claims 1-10 and 12-21 of the above-referenced Application, in which Claims 1-10 and 12-21 are pending, Applicant respectfully requests that the following amendments be entered and remarks be considered. In view of these amendments and remarks, Applicant submits that the Application is now in condition for allowance and respectfully requests such action.